

**RECORD OF PROCEEDINGS**  
**COLORADO STATE BOARD OF VETERINARY MEDICINE**  
**PUBLIC MINUTES**  
**June 12, 2008**

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Notice of this meeting was published at [www.dora.state.co.us/veterinarians/publicnotices.htm](http://www.dora.state.co.us/veterinarians/publicnotices.htm), at least 7 days in advance of the meeting date.

**I. CONVENE**

The Open Session of the meeting for the Colorado State Board of Veterinary Medicine was convened at One Civic Center Plaza, 1560 Broadway, Suite 1380, Denver, Colorado 80202, at 8:32 a.m. by Diane Balkin, President.

**In addition to Ms. Balkin, were Board members:**

Joni Edwards, DVM  
Michael Gotchey, DVM, Secretary  
Richard Leone, DVM  
Victoria Stack, Public Member  
Kim Stone, DVM  
Nancy Willerton, DVM, Vice President

Richard Leone, DVM, was not present.

**Staff:**

Susan Miller, Director, Health Care Section  
Maulid Miskell, Program Director  
Jim Carr, Assistant Attorney General  
Jacqueline Arcelin, Program Assistant  
Rosemary Baker, Administrative Assistant  
Abigail Gaskins, Compliance Monitor  
Lisa Jackson, Office of Expedited Settlement  
Martha Mesch, Office of Investigations  
Glenn Frank, Office of Investigations

**II. APPROVAL OF MINUTES**

A motion was made, seconded, and carried to approve the April 17, 2008 meeting minutes.

- Memorandum regarding amending February 7, 2008 minutes.

A motion was made, seconded, and carried to approve the February 7, 2008 meeting minutes as amended.

**III. REPORTS**

**Report from Maulid Miskell, Program Director.**

Mr. Miskell recognized Dr. Bruce Louderback, former Board president, who was in attendance. A motion was made, seconded, and carried to nominate Dr. Bruce Louderback for the office of President and Dr. Michael Gotchey for the office of Secretary/Treasurer for the upcoming AAVSB elections. The annual convention will be at Newport Beach, California from September 18 to 20, 2008.

**Report from Diane Balkin, Board President.**

Ms. Balkin informed the Board that Ms. Victoria Stack, public member, is completing her term on the Board. Until her position is replaced she can continue to attend the meetings. Ms. Balkin welcomed everyone to a good-bye celebration at the close of the meeting for Ms. Stack.

Ms. Balkin reminded the Board of the CVMA Annual Conference to be held September 18 to 21, 2008 in Denver. The Board is scheduled to do a presentation on Saturday, September 20. Ms. Balkin asked the Board members to submit possible cases to discuss in the presentation.

There was discussion of possible legislation that would prohibit graduates of Colorado State University College of Veterinary Medicine from serving on the Board.

The Board of Chiropractic Medicine will go through Sunset Review this year. Dr. Joni Edwards and Dr. Nancy Willerton have been authorized to represent the Veterinary Board in any discussion regarding animal chiropractic.

**Continuing Education Requests – Michael H. Gotchey, DVM**

The bi-monthly requests were reviewed in advance by Dr. Gotchey. A motion was made, seconded, and carried to approve all continuing education requests as submitted.

**IV. OPEN FORUM**

Susan Miller, Director, Health Care Section, discussed the upcoming Board vacancy. She also advised the Board that Ms. Balkin had been quoted in an article on animal cruelty in the June 2008 issue of Oprah magazine. Copies of the article were distributed.

Ralph Johnson, Executive Director, CVMA, gave an update on HB 1308 and HB 1042. He also informed the Board that the Colorado Federation of Animal Welfare Agencies is monitoring bills being introduced. Topics include economic damages vs. non economic damages and instituting a tax check off for assistance to abused horses.

Danise Mikita, Executive Director of CACVT, advised the Board that their organization will nominate Dawn Oliver for the upcoming vacancy on the Board.

The Board discussed procedures for referrals to Executive Session.

**V. NEW BUSINESS**

**• Memorandum regarding “prescription” food.**

The Board agreed that “prescription” food is not a controlled substance, so therefore is not a violation of the Practice Act to distribute the food without a prescription.

**• Memorandum regarding veterinary standing orders.**

A motion was made, seconded and carried to table pending further information.

**• Memorandum regarding Colorado State University.**

Board members will plan to do a presentation on Monday, December 1, 2008.

**VI. LICENSING**

**• Memorandum regarding statutes and rules.**

Board Noted.

**• Memorandum regarding licensure for Julia Veir, AV #84.**

After careful consideration of the information provided, a motion was made, seconded, and carried to approve for licensure.

**• Memorandum regarding reinstatement for Joc Rawls, DVM #6112.**

After careful consideration of the information provided, a motion was made, seconded, and carried to reinstate his license.

**• Memorandum regarding reinstatement for Joe Carter, DVM #4105.**

After careful consideration of the information provided, a motion was made, seconded, and carried to reinstate his license.

**• Memorandum regarding reinstatement for Melissa Behr, DVM #3478.**

After careful consideration of the information provided, a motion was made, seconded, and carried to reinstate his license.

**• Memorandum regarding licensure for Claudia Channing.**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session.

**• Memorandum regarding newly licensed Veterinarians.**

Motion to accept as a consent item.

**VII. INITIAL REVIEW**

**AGENDA ITEM #1** **Patricia Luttgen, DVM #3031** **Case #2008-2738**  
After careful consideration of the information provided, a motion was made, seconded, and carried to refer for discipline.

**AGENDA ITEM #2** **Wayne Davis, DVM #4935** **Case #2008-2612**  
After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit. Dr. Gotchey recused.

**AGENDA ITEM #3** **Thomas Fatora, DVM #4398** **Case #2008-2776**  
After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

**AGENDA ITEM #4** **Lee Woods, DVM #3051** **Case #2008-3252**  
After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit. Ms. Balkin opposed.

**VIII. CASE CONSIDERATION**

- Memorandum regarding PetMed Express.  
Board noted lack of jurisdiction.

- Memorandum regarding John Fletemeyer, DVM #2522.  
Board noted lack of jurisdiction.

**Stipulations**

- Mark Cochran, DVM #3252  
Case # 2006-4024  
Board accepted practice monitor reports and rewrite of the records.

**IX. INVESTIGATIVE REPORTS**

***Note: The following two cases are related.***

**Matthew Rooney, DVM #7466**

**Case #2007-3678**

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit. Ms. Stack abstained.

**Jennifer Fick, DVM #8316**

**Case #2008-0385**

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit. Ms. Stack abstained.

**Doray Wiggins, Unlicensed**

**Case #2008-1888**

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

**David Schulman, DVM #7072**

**Case #2008-1258**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer for discipline.

**IX. EXECUTIVE SESSION**

A motion was made, seconded, and carried to enter into Executive Session at 10:42 a.m.

**RETURN TO OPEN SESSION**

A motion was made, seconded, and carried to return to Open Session at 11:39 a.m.

The Board went to lunch. After their return, Ms. Balkin presented a plaque to Ms. Stack for her service on the Board. Board members also enjoyed a cake.

**X. ADJOURN**

The Board formally adjourned the meeting at 1:33 p.m. The Board will reconvene on Thursday, August 7, 2008 at One Civic Center Plaza, Suite 1380, Denver, CO 80202, at approximately 8:30 a.m.

Approved by Signed by Diane Balkin, Esq  
Board President

August 7, 2008  
Date